

Appln. No.: 09/856,822
Amendment Dated: June 16, 2004
Reply to Office Action of March 17, 2004

MAT-8136US

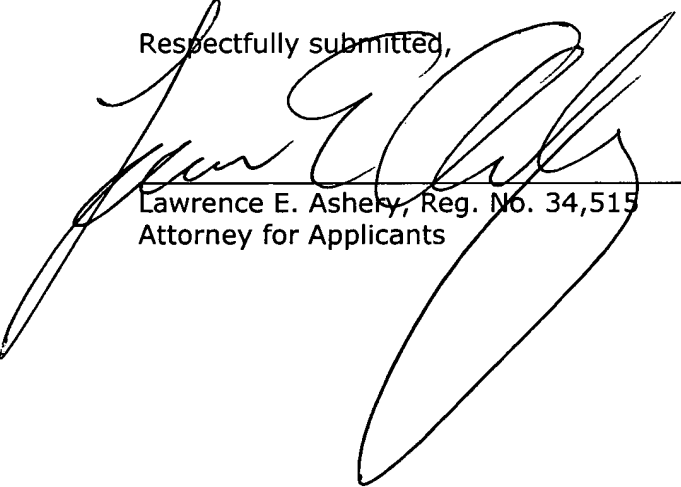
Remarks/Arguments:

Claims 1, and 3-9 have been rejected under 35 U.S.C. § 112, second paragraph. Claim 1 has been appropriately amended. Withdrawal of the rejection is respectfully requested.

Claims 1-22 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-27 of U.S. Patent No. 6,680,528. The rejection is respectfully traversed. Applicants' claim 1 (for example) recites a non-electrode portion. This feature is not claimed in the art of record. Accordingly, withdrawal of the double patenting rejection is respectfully requested.

In view of the amendments and arguments set forth above, the above-identified application is in condition for allowance, which action is respectfully requested.

Respectfully submitted,


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Dated: June 16, 2004

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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

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June 16, 2004

